

Serial No. 10/829,544

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Adam J. Almen

Group Art Unit: 3762

Serial No.: 10/829544

Docket No.: 2010.3-US-01

Filed: April 22, 2004

Title: APPARATUS AND METHOD FOR MONITORING HEART RATE
VARIABILITY

CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this paper, as described herein, is being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, Alexandria, VA 22313-1450 on August 10, 2004.

Mary Johnston
Name

Mary Johnston
Signature

PETITION IN RESPONSE TO NOTICE OF OMITTED ITEM(S)
IN A NONPROVISIONAL APPLICATION

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the *Notice to Omitted Item(s) in a Nonprovisional Application*, dated August 3, 2004, applicant encloses herewith the following evidence:

- 1) Copy Figure 19 as originally filed with the application on April 22, 2004;
- 2) Copy of the postcard receipt, date stamped as being received by the USPTO on 04/22/2004;
- 3) Copy of the transmittal letter;
- 4) Copy of the Utility Patent Application Transmittal;
- 5) Check in the amount of \$130.00 for the petition fee; and
- 6) Copy of the *Notice of Omitted Item(s) in a Nonprovisional Application*.

After a determination has been made that Figure 19 was received by the USPTO, Applicant respectfully requests that the petition fee be refunded to deposit account number 50-1038. If additional fees are required, you are hereby authorized to charge deposit account number 50-1038.

Respectfully submitted,
Altera Law Group, LLC
Customer No. 22865

Date: 8/10/04

By: Jeffrey R. Stone

Jeffrey R. Stone
Reg. No. 47,976
JRS/mej